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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Edward J. Petrus

Examiner: Rachel L. Porter

Serial No. 09/444,660

Filed: November 22, 1999

Group Art Unit: 3626

For: Dietary Supplement Selector and Method

**RESPONSE TO REJECTION AFTER FINAL**

In response to the decision of the examiner mailed on December 22, 2004, please amend the claims as follows:

**Claim Amendments:**

1. (Currently amended) A method/process of creating a dietary supplement profile for an individual comprising:

- a) completing a health questionnaire by an individual,
- b) comparing of the questionnaire information by an individual to a health profile for a person of the individual's age and health history background in a computer data base,
- c) comparing for differences in the individual's health information to standardized profiles based on age, sex, physical activity, dietary habits, past medical history and other items covered in the questionnaire to achieve optimal health and wellness,
- d) generating a computer-implemented dietary supplement profile based on the individual's health information listing the vitamins, minerals, amino acids, enzymes, and herbs and other nutritional supplements to achieve optimal health and wellness.

2. (Previously amended) The method/process of creating a dietary supplement profile of claim 1, wherein step (b) comprises comparing the questionnaire information by the individual and information provided by a physical examination to a health profile for a person of the individual's age and health history background in a computer database.

3. (Previously amended) The method/process of creating a dietary supplement